Writ Petition No. 296 (S/S) of 2003
Hon'ble J.C.S. Rawat, J.

It was pointed out that the petitioner Nos. 1, 2, 4, 5, 6, 7, 8 and 9 had been regularized as mentioned in para 5 of the counter affidavit.

Learned counsel for the petitioners stated that in view of the submission made in the counter affidavit, the petitioner Nos. 1, 2, 4, 5, 6, 7, 8 and 9 do not want to press the writ petition, as such, the writ petition be dismissed as infructuous for the aforesaid petitioners.

Accordingly, the writ petition is dismissed as infructuous for the aforesaid petitioners.

It was further pointed out by the learned counsel for the petitioners that the petitioner No. 3 had been working in the department for more than 10 years. It was further submitted that the Hon'ble Apex Court in **Secretary, State of Karnataka Vs. Umadevi 2006 AIR SCW p/1991** has held in para 44 that the Government should take steps to regularise as a one-time measure, the services of such irregularly appointed, who have worked for ten years or more in duly sanctioned posts and should further ensure that regular recruitments are undertaken to fill those vacant sanctioned posts that require to be filled up, in cases where temporary employees or daily wagers are being now employed. The Apex Court has also held that the process must be set in motion within six months.

In view of the above observations made by the Hon'ble Apex Court, the learned counsel for the petitioners wants to withdraw the petition on behalf of petitioner No. 3 with liberty to make representation before the appropriate authority.

Accordingly, the petition is dismissed as withdrawn on behalf of the petitioner no.3 with liberty to make representation before the appropriate authority.

Stay Interim order dated 27.06.2003 is hereby vacated.

(J.C.S. Rawat, J.)

Dt. : 28.11.2006
Shiv